

January 19, 2121

Charles Reali, CEO
Magnitude 7 Metals, LLC
P.O. Box 395
Marston, MO 63866-0395

RE: Administrative Order on Consent

Dear Charles Reali,

The Missouri Department of Natural Resources is pursuing Enforcement Action through an administrative order against Magnitude 7 Metals, LLC for non-compliance with Missouri Air Conservation Law and its implementing regulations. Enclosed, please find one copy of a draft Administrative Order on Consent (AOC) for joint signature detailing proposed terms to achieve resolution. Such an agreement will avoid the time and expense of litigation and provide the quickest route to compliance and resolution of this issue.

If the AOC is acceptable as written, please sign and date the AOC and forward it and a check for the administrative penalty to:

Accounting Program
Department of Natural Resources
P.O. Box 477
Jefferson City, MO 65102-0477

If the AOC is not acceptable as written, you may submit an alternative AOC containing the same basic provisions for our consideration to the address listed below. If you would like to schedule a meeting to negotiate any terms of this agreement, please respond within 15 days receipt of this letter by contacting Heather Lehman, of my staff, at Department of Natural Resources, Air Pollution Control Program, Compliance and Enforcement Section, P.O. Box 176, Jefferson City, MO 65102-0176, by phone at 573-751-4817, or by email at heather.lehman@dnr.mo.gov.

If we do not receive a response or we are unable to reach an agreement, the Department may issue an Administrative Penalty Order or initiate referral of these violations to the Attorney General's Office to pursue litigation. Thank you for your attention to this matter.

Charles Reali
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Sincerely,

AIR POLLUTION CONTROL PROGRAM

A handwritten signature in black ink, appearing to read "Richard P. Swartz". The signature is written in a cursive, flowing style with a horizontal line extending from the end.

Richard P. Swartz
Compliance and Enforcement Section Chief

RPS/hl

Enclosure

File: 143-0008